

SPECIAL MEETING of the Town Council held Monday, February 11, 2013 at 7:07 P.M. in the Council Chamber, Town Building, 105 Harrisville Main St., Harrisville for and within the Town of Burrillville.

PRESENT: Council President Nancy F. Binns, Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco, III, David J. Place and Stephen N. Rawson

MEMBERS ABSENT: None

OTHERS PRESENT: Senator Paul W. Fogarty, Representatives Cale P. Keable and Brian C. Newberry

The purpose of the meeting is consideration and action on the 2013 Legislative Agenda of the Burrillville Town Council

1. Consider and act on pending and proposed legislation

Council President Nancy F. Binns called the meeting to order at 7:07 p.m. and requested introductory comments from Michael C. Wood, Town Manager. Council President Binns reviewed the proposed legislative agenda, a copy of which is on file with the record of the meeting. There was discussion of each item.

RIGL §16-7-44RIHEBC

VOTED to pass the resolution, as written, as follows:

Burrillville Town Council Resolution

Supporting Legislation - Amendments to §16/7/44

School housing project costs

WHEREAS, current provisions of §16/7/44. entitled School housing project costs, require that interest payments may only be included in project costs provided that the bonds for these projects are issued through the Rhode Island Health, Education and Building Corporation limit the ability of some communities in securing financing for school projects; and

WHEREAS, the requirement that the bonds be issued through the Rhode Island Health, Education and Building Corporation negatively impacts the timeframe for issuance of bonds and acquisition of funds; and

WHEREAS, when school bonds must be issued through the Rhode Island Health, Education and Building Corporation, municipalities are unable to combine bond issues, resulting in duplicate costs; and

WHEREAS, those communities with a strong financial standing may secure more favorable rates by directly financing projects; and,

WHEREAS, communities should be encouraged to finance at the best possible rates; and

WHEREAS, interest payments should be included in school housing projects costs for projects in communities that have secured favorable financing due to their strong financial standing.

NOW THEREFORE BE IT RESOLVED THAT we, the Town Council of

the Town of Burrillville on this 11th day of February 2013 do hereby respectfully request that RIGL §16.7.44. School housing project costs be amended to read as follows:

§ 16-7-44 School housing project costs. - School housing project costs, the date of completion of school housing projects, and the applicable amount of school housing project cost commitments shall be in accordance with the regulations of the commissioner of elementary and secondary education and the provisions of §§16-7-35 – 16-7-47; provided, however, that school housing project costs shall include the purchase of sites, buildings, and equipment, the construction of buildings, and additions or renovations of existing buildings and/or facilities. School housing project costs shall include the cost of interest payment on any bond issued after July 1, 1988, provided that such bond is approved by the voters on or before June 30, 2003 or issued by a municipal public building authority or by the appropriate approving authority on or before June 30, 2003. Except as provided in subsection 16-7-41(d), those projects approved after June 30, 2003, interest payments may only be included in project costs provided that the bonds for these projects are issued through the Rhode Island Health, Education and Building Corporation or from communities with a stand alone investment grade rating of at least A as established by Fitch Ratings, Ltd., Moody's Investors Service, Inc. and/or Standard & Poor's Rating Service. School housing project costs shall exclude: (1) any bond issuance costs incurred by the municipality or regional school district; (2) demolition costs for

buildings, facilities, or sites deemed surplus by the school committee; and (3) restrictions pursuant to § 16-7-44.I below. A building, facility, or site is declared surplus by a school committee when the committee no longer has such building, facility, or site under its direct care and control and transfers control to the municipality, § 16-2-15. The board of regents for elementary and secondary education will promulgate rules and regulations for the administration of this section. These rules and regulations may provide for the use of lease revenue bonds, capital leases, or capital reserve funding, to finance school housing provided that the term of any bond, or capital lease shall not be longer than the useful life of the project and these instruments are subject to the public review and voter approval otherwise required by law for the issuance of bonds or capital leases. Cities or towns issuing bonds, or leases issued by municipal public buildings authority for the benefit of a local community pursuant to chapter 50 of title 45 shall not require voter approval. Effective January 1, 2008, and except for interim finance mechanisms, refunding bonds, and bonds issued by the Rhode Island Health and Educational Building Corporation to finance school housing projects for towns, cities, or regional school districts borrowing for which has previously been authorized by an enabling act of the general assembly, all bonds, notes and other forms of indebtedness issued in support of school housing projects shall require passage of an enabling act by the general assembly.

BE IT FURTHER RESOLVED that the town clerk is hereby instructed

to submit a copy of this resolution to various City and Town Councils of the State of Rhode Island seeking their consideration and support of this proposal.

Adopted this 11th day of February 2013

Motion by Councilor David J. Place. Seconded by Councilor Stephen N. Rawson. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.

Senate Bill 2013 – S 0021

VOTED to table discussion and consideration of a resolution relative to Senate Bill 2013 – S 0021 relative to a uniform system of accounting.

Motion by Councilor Edward J. Blanchard. Seconded by Councilor David J. Place. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.

Relating to Labor & Labor Relations

VOTED to pass as written the resolution but to amend with the current bill that has been placed in legislation for consideration.

Motion by Councilor David J. Place. Seconded by Councilor Wallace F. Lees. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.

The administration was recognized for assembling the material for the session. Senator Fogarty and Representatives Keable and Newberry were thanked for attending. Cale – thanks to amazing clerk;

The proposed agenda was to be updated based upon the discussion and would be presented at a future Town Council meeting for adoption.

VOTED to adjourn at 8: 30 p.m.

Motion by Councilor Wallace F. Lees. Seconded by Councilor Edward J. Blanchard. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.

The meeting was recorded.

Louise R. Phaneuf, Town Clerk